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Docket No. **1232-5178**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.:	10/690,075	Confirmation No.:	4876
Applicant(s):	Toshifumi MASAKI	Group Art Unit:	3736
Filed:	October 20, 2003	Examiner:	HOEKSTRA, Jeffrey Gerben
For:	NON-CONTACT TONOMETER		

STATEMENT OF SUBSTANCE OF INTERVIEW

Mail Stop **Amendment**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the “*Interview Summary*” dated October 15, 2008 and pursuant to MPEP §713.04, Applicants respectfully submit this Statement of Substance of Interview. A Supplemental Amendment was submitted on October 9, 2008.

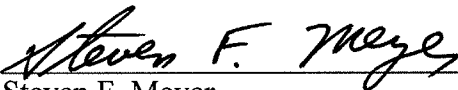
STATEMENT OF SUBSTANCE OF INTERVIEW

Initially, Applicants thank Examiner Hoekstra for accommodating our request for an Interview to discuss the present application. The Interview was held via telephone between Examiner Jeffrey Gerben HOEKSTRA and Applicant's representative Pedro A. Rojas (Reg. No. 63,008).

Turning now to the Interview, in substance, Applicants' representative Pedro A. Rojas briefly explained to Examiner Hoekstra the technical concepts of the claimed subject matter, as recited in the amendment to claim 1 (submitted on September 29, 2008), and pointed out to the features believed to patentably distinguish claim 1 over the cited Takagi (US 5,727,551) reference. Examiner Hoekstra was amenable to Applicants' submitted amendment and remarks, but asserted that further clarification to the claim language would improve patentability. In particular, the Examiner acknowledged that by emphasizing in claim 1 on a CPU programmed and/or configured to execute the specific commands recited in the latest amendment, claim 1 would appear to overcome the Takagi reference. [See Interview Summary]. Notwithstanding the foregoing, the Examiner indicated that any further action would depend on further search and consideration upon formal entry of a Supplemental Amendment.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: October 28, 2008

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